

**PUBLIC CHAPTER NO. 1050**

**HOUSE BILL NO. 3962**

**By Representative Curtiss**

**Substituted for: Senate Bill No. 4077**

**By Senator Roller**

AN ACT to amend Tennessee Code Annotated, Title 30, Chapter 2; Title 47, Chapter 18 and Title 47, Chapter 50, relative to certain estates.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 30-2-301(b), is amended by adding the following language as a new, appropriately designated subdivision:

(6)

(A) Following expiration of the sixty-day period, a person or entity may file a notice with the clerk's office which provides the name, current mailing address and actual physical address of any legatee or distributee who has not been identified or has not been located by the personal representative. Such notice may not be filed prior to the expiration of the sixty-day period.

(B) The person or entity filing notice pursuant to subdivision (6)(A) shall be entitled to a reasonable fee to be set by the court for each legatee or distributee for whom identifying information is submitted in accordance with subdivision (6)(A). If more than one person or entity submits accurate identifying information to the clerk, then the person or entity who files the first submission received by the clerk shall receive the fee provided by this subdivision. The fee shall be an administrative expense of the estate and shall be entitled to priority over the claims of creditors.

(C) The person or entity filing notice pursuant to subdivision (6)(A) shall not be entitled to any other compensation from any person or entity, including any legatee or distributee, for providing the information to the legatee or the distributee or to the clerk. Any assignment by a legatee or distributee to a person or entity providing such information to a legatee or distributee, whether or not filed with the clerk, or any other agreement for pay for such information, is void and all compensation of such person or entity providing information shall be subject to the approval of the court as required by subdivision (6)(B).

SECTION 2. This act shall take effect upon becoming law, the public welfare requiring it.

**PASSED: May 13, 2008**

  
JIMMY NAIFEH, SPEAKER  
HOUSE OF REPRESENTATIVES

  
RON RAMSEY, SPEAKER  
SENATE OF THE SENATE

**APPROVED this 28th day of May 2008**

  
PHIL BREDESEN, GOVERNOR